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MATTEL, INC. AND FISHER-PRICE,  
INC.

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

AMY HARRINGTON, on behalf of herself and  
all others similarly situated,

Plaintiff,

v.

MATTEL, INC. a Delaware Corp., and  
FISHER-PRICE INC. a Delaware Corp., and  
DOES 1 through 100, inclusive,

Defendants.

Case No. 07-05110 (MJJ)

**DEFENDANTS' REQUEST FOR  
LEAVE TO FILE SUPPLEMENTAL  
DECLARATION REGARDING  
DECEMBER 18, 2007  
MULTIDISTRICT LITIGATION  
TRANSFER ORDER**

1 Pursuant to Local Rule 7-3(d), defendants Mattel, Inc. and Fisher-Price Inc. request leave  
2 of the Court to file the Supplemental Declaration of Thomas A. Rector Regarding December 18,  
3 2007 Multidistrict Litigation Transfer Order. Defendants make this request to keep the Court  
4 abreast of developments before the Judicial Panel on Multidistrict Litigation (the "JMPL")  
5 following plaintiff's motion to remand.<sup>1</sup>

6 As set forth in defendants' opposition to plaintiff's motion to remand, this action is one of  
7 now 22 duplicative and overlapping class actions pending in federal district courts. On  
8 September 5, 2007, defendants filed a motion with the JPML to have the cases coordinated in the  
9 Central District of California for pretrial proceedings. Defendants filed a Notice of Potential Tag-  
10 Along Actions to have this action coordinated there as well. *See* Suppl. Rector Decl., Ex. 1.

11 Yesterday, on December 18, 2007, the JPML issued a Transfer Order granting defendants'  
12 motion and transferring eleven of the federal cases to the Central District of California for  
13 coordinated pretrial proceedings. *See* Suppl. Rector Decl., Ex. 2. This case and six other federal  
14 cases are identified in the Transfer Order as potential "tag-along" cases and subject to  
15 coordination in the Central District of California under JPML Rules. *Id.* at n.2.

16 Dated: December 19, 2007

17 Respectfully submitted,  
JONES DAY

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19 By: /s/ Thomas A. Rector  
20 Thomas A. Rector

21 Attorney for Defendants  
Mattel, Inc. and Fisher-Price, Inc.

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27 <sup>1</sup> Plaintiffs' motion for remand was set for hearing on December 11. On December 10,  
28 the Court vacated the hearing and ordered that the motion to remand would be decided on the papers  
(*see* Docket # 20) and the motion is now pending before the Court.